

**H.S.,**

## Plaintiff

**V.**

**STROUDSBURG AREA SCHOOL  
DISTRICT and BRANDON W.  
FLATLEY,**

## Defendants

**A**

**No.3:17cv1839**

**(Judge Munley)**

## ORDER

**AND NOW**, to wit, this 24<sup>th</sup> day of September 2018, it is hereby ordered as follows:

1.) Defendant Stroudsburg Area School District's motion to dismiss Counts I, III, and IV of plaintiff's amended complaint (Doc. 16) is **GRANTED**. Defendant Stroudsburg Area School District is **DISMISSED** from this matter without prejudice;

2.) Defendant Brandon W. Flatley's motion to dismiss Counts II and V (Docs. 26, 27) is **DENIED**; and

3) Plaintiff has **twenty (20) days** from the date of this order to file a second amended complaint.

**BY THE COURT:**

**s/ James M. Munley**  
**JUDGE JAMES M. MUNLEY**  
**United States District Judge**